

The Honorable Ronald B. Leighton

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA**

CHERYL KATER and SUZIE KELLY,  
individually and on behalf of all others  
similarly situated,

No. 2:15-cv-00612-RBL

## **DECLARATION OF TODD LOGAN**

CHURCHILL DOWNS INCORPORATED, a Kentucky corporation, and BIG FISH GAMES, INC., a Washington corporation.

### *Defendants.*

MANASA THIMMEGOWDA, individually and on behalf of all others similarly situated,

No. 2:19-cv-00199-RBL

# **DECLARATION OF TODD LOGAN**

BIG FISH GAMES, INC., a Washington corporation; ARISTOCRAT TECHNOLOGIES INC., a Nevada corporation; ARISTOCRAT LEISURE LIMITED, an Australian corporation; and CHURCHILL DOWNS INCORPORATED, a Kentucky corporation,

### *Defendants.*

1 Pursuant to 28 U.S.C. § 1746, I declare and state as follows:

2       1. I am an attorney at Edelson PC, which has been retained to represent Plaintiffs in  
3 the above-captioned matters. I am entering this declaration in support of Plaintiffs' Response to  
4 Defendants' Renewed Motion to Compel Arbitration.

5       2. I have personal knowledge of the matters stated herein and, if called upon, I could  
6 and would competently testify thereto.

7       3. Attached hereto as Exhibit 1 is a true and accurate copy of an email I received  
8 from Emily Henn, counsel for Big Fish Games, Inc. Ms. Henn represented that "Big Fish Games,  
9 Inc. agrees that under Rule 19(a)(1)(A) and (B)(i) it is a necessary party to the above-captioned  
10 case."

11       4. Attached hereto as Exhibit 2 is a true and accurate copy of an email I sent on  
12 February 28, 2019 to Matthew Berry, then-counsel for Churchill Downs Incorporated. My email  
13 flagged "the addition of Ms. Kelly as a plaintiff" in Plaintiff Kater's proposed amended  
14 complaint. My email cc'd Emily Henn, counsel for Big Fish Games, Inc.

16 I declare under penalty of perjury that the foregoing is true and correct.

18 Executed on April 24, 2020 at San Francisco, California.

20 /s/ Todd Logan